

ATTORNEY DOCKET NO: AGXG-30-PCT-US  
 IN THE UNITED STATES PATENT AND TRADEMARK OFFICE *1fuy* 289,

In re Application of: Merkl et al. ) Group Art Unit: 2891  
 Serial No: 10/536,788 ) Examiner: Asok K. Sarkar  
 Filed: May 26, 2005 ) Our Client ID: 22827  
 Confirmation No: 2872 ) Our Account No: 04-1403  
 Title: Method of Producing a Calibration Wafer )



Commissioner for Patents  
 U.S. Patent and Trademark Office  
 Post Office Box 1450  
 Alexandria, VA 22313-1450

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

This is a response/amendment/letter in the above-identified application and includes the herewith attachment of same date and subject which is incorporated hereinto by reference and the signature below is to be treated as the signature to the attachment in absence of a signature thereto.

Fee requirements (if any) have been calculated as shown below:

Claims remaining after amendment	Highest number previously paid for	Present Extra	Additional Fee
Total Effective Claims      20	minus      20	=      0	X \$50 =      \$ 0.00
Independent Claims      1	minus      3	=      0	x \$200 =      \$ 0.00
If amendment enters <u>proper</u> multiple dependent claim(s) into this application for <u>first</u> time, add \$290.00 (per application)      \$ 0.00			
Since Official Action set an <u>original</u> due date of <u>September 16, 2006</u> ,			
<b>PETITION</b> is hereby made for an extension to cover the date this response is filed for which the requisite fee is enclosed (1 month \$120; 2 months \$450; 3 months \$1020; 4 months \$1590, 5 months \$2,160)      \$ 0.00			
If Terminal Disclaimer enclosed, add Rule 20(d) Official Fee (\$130.00)      \$ 0.00			
SUBTOTAL:      \$ 0.00			
If "small entity" verified statement filed [ ] previously, [ ] herewith, enter one-half (%) of subtotal and <u>subtract</u> \$ 0.00			
TOTAL:      \$ 0.00			
Other:      \$ 0.00			
TOTAL FEE ENCLOSED:      \$ 0.00			

The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any fees in addition to the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (deficiency only) now or hereafter relative to this application and the resulting official document under Rule 20, or credit any overpayment, to our Account No. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This statement does not authorize charge of the issue fee in this case.

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**DORITY & MANNING  
ATTORNEYS AT LAW, P.A.**

By: Eric G. Zaiser Reg. No: 58,352 Date: August 21, 2006  
 Signature:

I hereby certify that this correspondence and any referenced attachment and fee are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop - Amendment, Commissioner for Patents, U.S. Patent and Trademark Office, Post Office Box 1450, Alexandria, VA 22313-1450, on August 21, 2006.

Sandra S. Perkins

(Typed or printed name of person mailing paper or fee)

(Signature of person mailing paper or fee)



PATENT

ATTORNEY DOCKET NO: AGXG-30-PCT-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Merkl et al.	)	Examiner:	Asok K. Sarkar
	)		
Serial No: 10/536,788	)	Art Unit:	2891
	)		
Filed: May 26, 2005	)	Confirmation No:	2872
	)		
Title: Method of Producing a Calibration Wafer	)	Deposit Acct. No:	04-1403
	)		
	)	Customer No:	22827

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Mail Stop Amendment  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Non-Compliance dated August 16, 2006, please amend the above-captioned application as follows:

**Amendments to the Claims** reflected in the complete listing of the Claims beginning on page 2, and

**Remarks** beginning on page 5.